UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

LCO DESTINY, LLC

Plaintiff,

Civil Action No. 5:17-cv-946 (FJS/ATB)

v.

WHOLESALE DÉCOR LLC, an Ohio limited liability company, and PHILIP DAETWYLER, an individual,

Defendants.

STIPULATED DISMISSAL

The parties, LCO Destiny, LLC, Wholesale Décor LLC, and Philip Daetwyler, by and through their respective undersigned counsel, hereby stipulate for the dismissal of all claims and counterclaims, and any other causes of action of any kind, in this action with prejudice pursuant to FED. R. CIV. P. 41(a), with each party to bear its own attorney fees and costs.

Dated: February 3, 2022 By: /s/Robert E. Purcell

Robert E. Purcell, Bar Roll No. 510,595 THE LAW OFFICE OF ROBERT E. PURCELL, PLLC

211 West Jefferson Street, Suite 24 Syracuse, New York 13202

Telephone: (315) 671-0710 Facsimile: (315) 671-0711

Attorneys for the Plaintiff, LCO Destiny, LLC

By: /s/Anthony M. Kroese

Christopher J. Belter

Anthony M. Kroese

Bar Roll No. 302,540

Bar Roll No. 700,263

GOLDBERG SEGALLA LLP

665 Main Street

Buffalo, New York 14201

Telephone: (716) 566-5412

Attorneys for the Defendants Wholesale Décor LLC and Philip Daetwyler

Date: February 4, 2022

IT IS SO ORDERED.

Frederick J. Scullin, Jr.

Senior United States District Judge